

237, Acts of the Fortieth Legislature, 1927 (compiled as Article 2654a of Vernon's Civil Statutes of Texas; authorizing the governing boards of State educational institutions to make and collect laboratory charges, and 'breakage' or loss deposits; defining State educational institutions; defining and authorizing student service fees to be collected from students enrolled in such institutions; regulating the custody and expenditure of moneys collected through student service fees; amending Section 1 of Chapter 6, Acts of the Forty-third Legislature, First Called Session, 1933 (compiled as Section 1 of Article 2654b-1 of Vernon's Civil Statutes of Texas), relating to exemptions from the payment of fees and charges; providing an effective date; providing for severability; and declaring an emergency."

The bill was read the second time.

Senator Gonzalez raised the point of order that S. B. No. 6 was not within the subjects designated by the Governor in his Proclamation calling this Special Session; and further, that if within the Governor's call, S. B. No. 6 is a revenue raising measure and as such must originate in the House of Representatives.

The President sustained the point of order that the bill did not come within the Governor's call.

Recess

On motion of Senator Hardeman the Senate at 11:02 o'clock a.m. took recess until 10:30 o'clock a.m. tomorrow.

FOURTH DAY

(Continued)

(Tuesday, June 30, 1959)

After Recess

The Senate met at 10:30 o'clock a.m., and was called to order by the President.

Leaves of Absence

Senator Crump was granted leave of absence for today on account of important business on motion of Senator Kazen.

Senator Weinert was granted leave of absence for today on account of important business on motion of Senator Hardeman.

Senate Resolution 24

Senator Moffett offered the following resolution:

Whereas, We are honored today to have as visitors in the Senate Messrs. Harry Joiner and J. W. Rutledge, prominent citizens of Wichita Falls, Texas; and

Whereas, We desire to welcome these distinguished guests to the Capitol Building and Capital City; now, therefore, be it

Resolved, That their presence be recognized by the Senate of Texas and that they be extended an official welcome.

The resolution was read and was adopted.

Message from the House

Hall of the House of Representatives
Austin, Texas,
June 30, 1959.

Hon. Ben Ramsey, President of the Senate:

Sir: I am directed by the House to inform the Senate that the House has returned the following:

S. C. R. No. 4, As requested by the Senate in S. R. No. 21.

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Senate Resolution 25

Senator Colson offered the following resolution:

Whereas, We are honored today to have in the gallery of the Senate Mr. and Mrs. B. B. Hicks, and Mr. and Mrs. Donald Hicks, accompanied by Mitchell and Kenneth Beene, Jim Hicks and George Jones, all of Iola, Grimes County, Texas; and

Whereas, the presence of these fine people is evidence of their interest in better citizenship and governmental affairs. They are seeking to broaden their experiences by a visit to the State Capitol and other places of interest in this area; and

Whereas, We are delighted that these good citizens are here to observe governmental processes in action; now, therefore, be it

Resolved, That we officially recognize and welcome these guests and commend them for their interest; and that a copy of this Resolution, properly endorsed and bearing the official seal of the Senate, be mailed to them

in recognition and appreciation of their visit.

The resolution was read and was adopted.

Senator Colson by unanimous consent presented the guests to the Members of the Senate.

Senate Bills on First Reading

By unanimous consent the following bills were introduced, read first time and referred to the committee indicated:

By Senator Fly:

S. B. No. 14, A bill to be entitled "An Act amending Section 1 of Senate Bill 286, Chapter 240, Acts of the 56th Legislature, Regular Session, 1959, so as to redefine certain waters of Matagorda Bay and the Gulf of Mexico in which it is unlawful to use certain nets and other devices for catching fish and shrimp; and declaring an emergency."

To the Committee on Game and Fish.

By Senator Baker:

S. B. No. 15, A bill to be entitled "An Act amending Section 1 of Chapter 283, Acts of the 51st Legislature, Regular Session, 1949, so as to provide that the Juvenile Board in any county having a population of Eight Hundred and Six Thousand (806,000) or more according to the last preceding Federal Census, may designate one or more District Courts or Courts of Domestic Relations or the County Court or any combination thereof as Juvenile Courts of such county; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

By Senator Hudson:

S. B. No. 16, A bill to be entitled "An Act amending Section 1 of Chapter 214, Acts of the 51st Legislature, Regular Session, 1949, by correcting the boundary description of Hidalgo County Road District Number 11; and declaring an emergency."

To the Committee on Counties, Cities, and Towns.

By Senators Phillips, Baker and Fly:

S. B. No. 17, A bill to be entitled "An Act amending Section 5 of House Bill No. 12, Acts of the 56th Legislature, Regular Session, 1959, so as to authorize the issuance of temporary

Commercial Bay-Bait Shrimp Boat Licenses; and declaring an emergency."

To the Committee on Game and Fish.

By Senator Phillips:

S. B. No. 18, A bill to be entitled "An Act validating the disannexation or discontinuance of territory of all cities and towns of five thousand (5,000) inhabitants or less, heretofore disannexed or discontinued or attempted to be disannexed or discontinued and validating ordinances and other municipal or governmental proceedings relating thereto; validating ordinances and proceedings revoking previous ordinances and proceedings of annexation; providing that this Act shall not apply to any city or town now involved in litigation questioning the legality of the disannexation or discontinuance of territory; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

By Senator Dies:

S. B. No. 19, A bill to be entitled "An Act to diminish the civil jurisdiction of the county courts of the counties of Sabine and San Augustine, Texas, and conform the jurisdiction of the First Judicial District Court to such change; to preserve the jurisdiction and power of the County Courts of the counties of Sabine and San Augustine over certain final judgments rendered prior to the passage of this act; to require the County Clerks of the counties of Sabine and San Augustine to transmit all papers in pending civil cases to the District Court; and to continue in effect the filing date of papers previously filed in the County Courts in said pending cases; to repeal all laws in conflict herewith; and to declare an emergency."

To the Committee on Counties, Cities and Towns.

By Senator Moffett:

S. B. No. 20, A bill to be entitled "An Act empowering any city which heretofore has held an election authorizing the sale of its natural gas system to lease such system and to grant to the lessee or to others an option to purchase such system; prescribing certain conditions under which such contract may be made; enacting other provisions related to

the subject; and declaring an emergency."

To the Committee on State Affairs.

By Senator Hudson:

S. B. No. 21, A bill to be entitled "An Act authorizing the board of directors of any water improvement district, water control and improvement district or irrigation district, in its discretion, to contract in writing in advance to waive any immunity of such district from liability for torts or negligence of agents of such district in certain cases and circumstances; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

Report of Standing Committee

Senator Krueger by unanimous consent submitted the following report:

Austin, Texas,
June 30, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred S. B. No. 14, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

KRUEGER, Chairman.

Senate Bill 14 Ordered Not Printed

On motion of Senator Fly and by unanimous consent S. B. No. 14 was ordered not printed.

Report of Standing Committee

Senator Aikin by unanimous consent submitted the following report:

Austin, Texas,
June 30, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to whom was referred S. B. No. 15, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Senate Bill 15 Ordered Not Printed

On motion of Senator Baker and by unanimous consent S. B. No. 15 was ordered not printed.

Report of Standing Committee

Senator Aikin by unanimous consent submitted the following report:

Austin, Texas,
June 30, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to whom was referred S. B. No. 16, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Senate Bill 16 Ordered Not Printed

On motion of Senator Hudson and by unanimous consent S. B. No. 16 was ordered not printed.

Report of Standing Committee

Senator Aikin by unanimous consent submitted the following report:

Austin, Texas,
June 30, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to whom was referred S. B. No. 18, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Senate Bill 18 Ordered Not Printed

On motion of Senator Phillips and by unanimous consent S. B. No. 18 was ordered not printed.

Senate Bill 14 on Second Reading

Senator Fly moved that Senate Rule 13, 32 and 38 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 14 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

Aikin	Dies
Baker	Fly
Bradshaw	Fuller
Colson	Gonzalez

Hardeman	Parkhouse
Hazlewood	Phillips
Herring	Ratliff
Hudson	Reagan
Kazen	Roberts
Krueger	Rogers
Lane	Secrest
Martin	Smith
Moffett	Willis
Moore	Wood
Owen	

Absent—Excused

Crump Weinert

The President then laid before the Senate on its second reading and passage to engrossment the following bill:

S. B. No. 14, A bill to be entitled "An Act amending Section 1 of Senate Bill 286, Chapter 240, Acts of the 56th Legislature, Regular Session, 1959, so as to redefine certain waters of Matagorda Bay and the Gulf of Mexico in which it is unlawful to use certain nets and other devices for catching fish and shrimp; and declaring an emergency."

The bill was read the second time and was passed to engrossment.

Senate Bill 14 on Third Reading

The Constitutional Rule requiring bills to be read on three several days having been suspended the President laid S. B. No. 14 before the Senate on its third reading and final passage.

The bill was read the third time and was passed by the following vote:

Yeas—29

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Dies	Parkhouse
Fly	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Hazlewood	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Willis
Krueger	Wood
Lane	

Absent—Excused

Crump Weinert

Senate Bill 15 on Second Reading

Senator Baker moved that Senate Rules 13, 32 and 38 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 15 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Lane
Baker	Martin
Bradshaw	Moffett
Colson	Owen
Dies	Parkhouse
Fly	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Hazlewood	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Willis
Krueger	Wood

Absent

Moore

Absent—Excused

Crump Weinert

The President then laid before the Senate on its second reading and passage to engrossment the following bill:

S. B. No. 15, A bill to be entitled "An Act amending Section 1 of Chapter 283, Acts of the 51st Legislature, Regular Session, 1949, so as to provide that the Juvenile Board in any county having a population of Eight hundred and Six Thousand (806,000) or more according to the last preceding Federal Census, may designate one or more District Courts or Courts of Domestic Relations or the County Court or any combination thereof as Juvenile Courts of such county; and declaring an emergency."

The bill was read the second time and passed to engrossment.

Senate Bill 15 on Third Reading

The Constitutional Rule requiring bills to be read on three several days having been suspended the President laid S. B. No. 15 before the Senate on its third reading and final passage.

The bill was read the third time and was passed by the following vote:

Yeas—28

Aikin	Lane
Baker	Martin
Bradshaw	Moffett
Colson	Owen
Dies	Parkhouse
Fly	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Hazlewood	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Willis
Krueger	Wood

Absent

Moore

Absent—Excused

Crump Weinert

Senate Resolution 26

Senator Martin offered the following resolution:

Whereas, We are honored to have as a visitor in the Senate, Miss Carelegean Douglas of Corpus Christi, Texas, whose outstanding beauty and talents have won for her the coveted title of Miss Texas for 1959; and

Whereas, This young Texas beauty competed for this award with lovely representatives from throughout the Lone Star State at the annual Miss Universe Beauty Pageant at scenic Lake Whitney on June 15 and 16; and

Whereas, Miss Douglas will participate on July 18 in the celebrated Beauty Pageant at Long Beach, California, where she will represent the State of Texas in competition with contestants from throughout the United States; and

Whereas, We desire to welcome this distinguished visitor to the Capitol Building and Capital City; Now, therefore, be it

Resolved, That her presence be recognized by the Senate of Texas, that Miss Texas be extended the official welcome of the Senate, that this charming young lady be extended the Senate's congratulations on the honors she has already been awarded, and that we convey to her our best wishes for a most happy and success-

ful trip to Long Beach and for her future fame and fortune.

**MARTIN
REAGAN**

The resolution was read and was adopted.

The President appointed Senators Martin, Reagan and Hudson to escort Miss Douglas to the President's Rostrom.

The President presented Senator Reagan and he presented "Miss Texas" to the Members of the Senate.

Miss Douglas (Miss Texas) then addressed the Senate expressing appreciation for the honor bestowed upon her.

Senate Bill 18 on Second Reading

Senator Phillips moved that Senate Rules 13, 32 and 38 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 18 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—22

Aikin	Lane
Baker	Moore
Bradshaw	Owen
Colson	Parkhouse
Fly	Phillips
Gonzalez	Ratliff
Hazlewood	Roberts
Herring	Rogers
Hudson	Secrest
Kazen	Smith
Krueger	Wood

Nays—3

Hardeman Willis
Moffett

Absent

Dies Martin
Fuller Reagan

Absent—Excused

Crump Weinert

The President then laid before the Senate on its second reading and passage to engrossment the following bill:

S. B. No. 18, A bill to be entitled "An Act validating the disannexation or discontinuance of territory of all cities and towns of five thousand (5,000) inhabitants or less, heretofore disannexed or discontinued or attempted to be disannexed or discontinued and validating ordinances and other municipal or governmental proceedings relating thereto; etc.; and declaring an emergency."

The bill was read the second time and was passed to engrossment.

Senate Bill 18 on Third Reading

The Constitutional Rule requiring bills to be read on three several days having been suspended the President laid S. B. No. 18 before the Senate on its third reading and final passage.

The bill was read the third time and was passed by the following vote:

Yeas—24

Aikin	Lane
Baker	Moore
Bradshaw	Owen
Colson	Parkhouse
Dies	Phillips
Fly	Ratliff
Gonzalez	Reagan
Hazlewood	Roberts
Herring	Rogers
Hudson	Secrest
Kazen	Smith
Krueger	Wood

Nays—3

Hardeman	Willis
Moffett	

Absent

Fuller	Martin
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Absent—Excused

Crump	Weinert
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Message from the Governor

The following message from the Governor was read and referred to Committee on Nominations:

Austin, Texas,
June 30, 1959.

To the Senate of the Fifty-sixth Legislature, Second Called Session:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

To be members of the Veterans Affairs Commission, for six-year terms to expire June 12, 1965: Ted Connell

of Killeen, Bell County; Joe F. Ramsey, Jr., of Houston, Harris County.

To be members of the Board of Directors of the Runnels County Water Improvement District, for six-year terms to expire January 1, 1965: P. M. Davis of Winters, Runnels County; R. E. Ruble of Ballinger, Runnels County; J. B. Gladden of Winters, Runnels County.

Respectfully submitted,

PRICE DANIEL,
Governor of Texas.

Senate Bill 16 on Second Reading

Senator Hudson moved that Senate Rules 13, 32 and 38 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S. B. No. 16 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Lane
Baker	Martin
Bradshaw	Moffett
Colson	Moore
Dies	Owen
Fly	Parkhouse
Fuller	Phillips
Gonzalez	Ratliff
Hardeman	Reagan
Hazlewood	Roberts
Herring	Rogers
Hudson	Secrest
Kazen	Smith
Krueger	Wood

Nays—1

Willis

Absent—Excused

Crump	Weinert
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The President then laid before the Senate on its second reading and passage to engrossment the following bill:

S. B. No. 16, A bill to be entitled "An Act amending Section 1 of Chapter 214, Acts of the 51st Legislature, Regular Session, 1949, by correcting the boundary description of Hidalgo County Road District Number 11; and declaring an emergency."

The bill was read the second time and was passed to engrossment.

Senate Bill 16 on Third Reading

The Constitutional Rule requiring bills to be read on three several days having been suspended the President laid S. B. No. 16 before the Senate on its third reading and final passage.

The bill was read the third time and was passed by the following vote:

Yeas—29

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Dies	Parkhouse
Fly	Phillips
Fuller	Ratliff
Gonzalez	Reagan
Hardeman	Roberts
Hazlewood	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Willis
Krueger	Wood
Lane	

Absent—Excused

Crump Weinert

Bill Signed

The President signed in the presence of the Senate after the caption had been read the following enrolled bill subject to the provisions of Section 49A of Article III of the Constitution of the State of Texas:

H. B. No. 22, A bill to be entitled "An Act to provide \$400,000 for the additional expenses of the Fifty-sixth Legislature by amending Section 2 of Chapter 241 (H. B. No. 755), Acts 1935, Forty-fourth Legislature, R. S., as amended by Section 2 of subdivision (b) of Section 1, Chapter 1, (H. B. No. 2), Acts 1950, Fifty-first Legislature, First Called Session, as amended by Section 1 of Article I of Chapter 404 (H. B. No. 660), Acts 1955, Fifty-fourth Legislature, R. S., as amended by Section 3 of Chapter 1 (H. B. No. 1), Acts 1959, Fifty-sixth Legislature, R. S., (Codified in Vernon's Civil Statutes as Section 2 (e) of Article 7047c-1 so as to divert said amount from cigarette tax collections to the Legislative Expense Fund; appropriating such moneys for the Fifty-sixth Legislature's expenses; requiring the secretaries of the House and Senate to set up and maintain an encumbrance system of ac-

counting effective September 1, 1959; and declaring an emergency."

Senate Resolution 29

Senator Moore offered the following resolution:

Whereas, Mrs. Nancy Teer, oldest resident of Franklin, Texas, celebrated her 95th birthday on June 24; and

Whereas, Mrs. Teer was born Nancy Alice Best in Montgomery County, Alabama, in 1864, and was married in 1884 to S. Whit Teer; and

Whereas, The couple moved to Tishomingo, Oklahoma, where Mr. Teer died in 1905; and

Whereas, In 1916 Mrs. Teer moved to Franklin with her children, where she has continued to reside; and

Whereas, Mrs. Teer acquired the title of oldest citizen of that city when Col. Walter Williams, the last surviving veteran of the Civil War, moved to Houston; and

Whereas, Mrs. Teer's descendants living in Franklin include a daughter, Mrs. Laura Stegall, with whom she resides; a son, George Teer; a grandson, Robertson County Sheriff Howard Stegall; great-granddaughter, Mrs. Pryce Metcalfe; and two great-great-granddaughters, Carolou and Suellen Metcalfe; other descendants include eight grandchildren, 18 great-grandchildren, and 10 great-great-grandchildren; and

Whereas, The Senate of the State of Texas wishes to recognize this outstanding citizen of Franklin, Texas, who is beloved by her family, her many friends, and acquaintances; now, therefore, be it

Resolved, By the Senate of the 56th Legislature, that Mrs. Nancy Best Teer be congratulated upon the celebration of her 95th birthday; and be it further

Resolved, That this resolution be printed in the permanent Senate Journal, and that copies be prepared and sent to her daughter, Mrs. Stegall, and to her son, George Teer, and her grandson, Sheriff Howard Stegall.

The resolution was read and was adopted.

Senate Resolution 30

Senator Fuller offered the following resolution:

Whereas, We are honored today to have as a visitor in the Senate Mr. Ray Eldridge, city of Griffing Park, Texas; and

Whereas, We desire to welcome this distinguished visitor to the Capitol Building and Capital City; now, therefore, be it

Resolved, That his presence be recognized by the Senate of Texas and that he be extended the official welcome of the Senate.

The resolution was read and was adopted.

Senator Fuller by unanimous consent presented Mr. Eldridge to the Members of the Senate.

Report of Standing Committee

Senator Aikin by unanimous consent submitted the following report:

Austin, Texas,
June 30, 1959.

Hon. Ben Ramsey, President of the Senate:

Sir: We, your Committee on Counties, Cities and Towns, to whom was referred S. B. No. 21, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Senate Bill 21 Ordered Not Printed

On motion of Senator Hudson and by unanimous consent S. B. No. 21 was ordered not printed.

Report of Standing Committee

Senator Krueger by unanimous consent submitted the following report:

Austin, Texas,
June 30, 1959.

Hon Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred S. B. No. 17, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

KRUEGER, Chairman.

Senate Bill 17 Ordered Not Printed

On motion of Senator Phillips and by unanimous consent S. B. No. 17 was ordered not printed.

Recess

On motion of Senator Hardeman the Senate at 11:17 o'clock a.m. took recess until 10:30 o'clock a.m. tomorrow.

In Memory of Arthur Bosworth Tarwater

Senator Rogers offered the following resolution:
(Senate Resolution 27)

Whereas, The State of Texas and the County of Hale lost a valuable and outstanding citizen when Arthur Bosworth Tarwater, retired farmer and former member of the Texas Legislature, died at his home in Running Water near Plainview on June 10, 1959; and

Whereas, Mr. Tarwater was born on February 17, 1872, in Knox County, Tennessee, moving from there to Indiana and Albany, New York, and thence to Edmonson, a community northwest of Plainview; and

Whereas, He was married on December 2, 1903 to Miss Mae Nuwgent; and

Whereas, Mr. Tarwater took an active part in community, area and state affairs, served his church, the Edmonson First Baptist Church, in various capacities, and was a school trustee for several terms; and

Whereas, Until ill health impaired his strength and vision, Mr. Tarwater maintained his keen and active interest in political and economic fields and was always battling for farm people as their interests appeared to him; and

Whereas, In 1928 Mr. Tarwater was elected a member of the Texas Legislature and served six terms in the House of Representatives, from 1929 to 1941, where his thorough knowledge of parliamentary procedure, his strong reliance on statistical and factual matter, and his understanding of human nature gave him great influence; and

Whereas, During his legislative service, Mr. Tarwater became well known as a distinguished pioneer in the field of soil conservation and water; and although he was well known for his battles to tax oleomargarine in order to help the dairying farmers, his greatest contributions were in the field of soil conservation. He helped revise the Texas soil conservation laws and insisted that soil conservation districts be formed through local elections and governed by locally elected boards. During the big battle for control of oil production by the Texas Railroad Commission, he fought for the market demand phase of the law, rather than the economic basis, as he felt this was more favorable to the West Texas area which he represented. He favored taxes on natural resources and was a member of the so-called "Immortal 56" who in 1939 successfully fought a general sales tax. He fought imposition of a gasoline tax on farm-consumed, non-highway gasoline and was instrumental in the organization of the Plains Cooperative Creamery which, while it existed, exerted a profound influence on prices in the area, and initiated movements to improve the quality of product, feeding and care practices and herd improvements; and

Whereas, Mr. Tarwater is survived by his wife, two daughters, Mrs. Carl Belk of Edmonson, and Mrs. J. B. Masten, Jr. of Plainview, two brothers, H. R. Tarwater of Lubbock and B. D. Tarwater of Clovis, New Mexico, six grandchildren and five great-grandchildren; now, therefore, be it

Resolved, That the Senate of the State of Texas pay tribute to the life and achievements of this great man and that a copy of this Resolution be sent to his wife and daughters, as a token of the esteem and respect of this body.

ROGERS
MOFFETT

Signed—Ben Ramsey, Lieutenant Governor; Aikin, Baker, Bradshaw, Colson, Crump, Dies, Fly, Fuller, Gonzalez, Hardeman, Hazlewood, Herring, Hudson, Kazen, Krueger, Lane, Martin, Moore, Owen, Parkhouse, Phillips, Ratliff, Reagan, Roberts, Secrest, Smith, Weinert, Willis, Wood.

The resolution was read.

On motion of Senator Smith and by unanimous consent the names of the Lieutenant Governor and all the Senators were added to the resolution as signers thereof.

The resolution was then adopted by a rising vote of the Senate.

In Memory of

Hershall L. Miller

Senator Willis offered the following resolution:

(Senate Resolution 28)

Whereas, The calling of Hershall L. Miller to his Eternal Reward on the Twentieth Day of June in the Year of our Lord, Nineteen Hundred and Fifty-nine, has taken from Tarrant County and Texas a noble son; and

Whereas, This splendid young man exemplified the very best in our American way of life. He served his State and Nation in the Korean Conflict. He was a 32nd degree Mason, a Shriner and a member of Connell Baptist Church. During the 1949 flood, Hershall was one of the Heroes that rescued survivors and searched for victims; and

Whereas, Hershall was typical of fine young manhood by his devotion to his God, Family and Community. He was a kind Son, a loving Husband and a considerate neighbor. His contributions to his associates, family and friends cannot be measured by words alone; and

Whereas, It is the desire of the Senate to pay tribute to the memory of this distinguished young man, whose constructive influence pervades all areas in which he lived and the lives of his countless friends throughout Texas; now, therefore, be it

Resolved, By the Senate of Texas, that we extend our sincere sympathy to the family of this fine young man; that a copy of this Resolution be sent to each member of his family; that a page in today's Senate Journal be devoted to his memory; and that when the Senate adjourns today, it do so in memory and honor of Hershall L. Miller.

The resolution was read and was adopted by a rising vote of the Senate.